



# UNITED STATES PATENT AND TRADEMARK OFFICE

*[Handwritten signature]*  
UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/086,623	03/04/2002	Ulf Eriksson	1064/44833C2	8185

23911 7590 12/09/2004

CROWELL & MORING LLP  
INTELLECTUAL PROPERTY GROUP  
P.O. BOX 14300  
WASHINGTON, DC 20044-4300

EXAMINER

CHANDRA, GYAN

ART UNIT	PAPER NUMBER
----------	--------------

1646

DATE MAILED: 12/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10/086623	03/04/2002	Eriksson, Ulf	1064/44833C2

EXAMINER

Gyan Chandra

ART UNIT	PAPER
----------	-------

1646                  10086623

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

**DETAILED ACTION**

***Election/Restrictions***

The reply filed on 04/01/2003(Response to Restriction Requirement) is not fully responsive to the prior Office action because: Applicant has elected the polypeptide sequence of SEQ ID NO: 6. However, Applicant has elected a group of claims 1-14, 17, 23, 27-29 drawn to a nucleic acid encoding a polypeptide. Applicant needs to elect a nucleic acid sequence encoding polypeptide of amino acid sequence of SEQ ID NO: 6 (which is SEQ ID NO: 5). The election of species in accordance with the restriction requirement is required, even though this requirement is traversed. Applicant is also required to identify which claims are readable on the elected species. See 37 CFR 1.111.

Since the above mentioned reply appears to be bona fide, to comply with the sequence rules (37 CFR 1.821 - 1.825), applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, to correct the deficiency so as to comply with the sequence rules (37 CFR 1.821 - 1.825) in order to avoid ABANDONMENT of the application under 37 CFR 1.821(g). EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1,136(a) but require payment of additional fees by applicant. Applicant is directed to the Patent Application Extension Fees section of the FY 2005 Fee Schedule website:

<http://www.uspto.gov/web/ofices/ac/qs/ope/feezoo4octl.htm>

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gyan Chandra whose telephone number is (571) 272-2922. The examiner can normally be reached on 9:00-5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Brenda Brumback can be reached on (571) 272-0961. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Gyan Chandra  
AU 1646  
14 October 2004

*Brenda Brumback*  
BRENDA BRUMBACK  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 1600